

09-29-04

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RAYMOND DALE MADDEN ** [1st-cov.exp]

OUR FILE: #911



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT : RAYMOND DALE MADDEN CONFIRMATION NO. 4077
 APPLICATION NO: 10/757,254
 FILED : JANUARY 13, 2004 EXAMINER:
 FOR: "DOWNHOLE RESETTABLE JAR TOOL WITH AXIAL PASSAGEWAY
 AND MULTIPLE BIASING MEANS"

EXPRESS LABEL # ED 331 818 186 US

DATE OF DEPOSIT: SEPTEMBER 27, 2004

I hereby certify that this paper or fee is being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.01 on the date indicated above and is addressed to the Commissioner For Patents, Mail Stop Missing Parts, P. O. Box 1450, Alexandria, VA 22313-1450.

Mailed By: JoAnn Bates, Secretary

(signature)

Jo Ann Bates

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 P.O. BOX 1450
 ALEXANDRIA, VA 22313-1450

Honorable Sir:

ENCLOSED HERewith:

1. Return copy of "Notice of Omitted Items";
2. Acknowledgement postcard (self addressed and stamped);
3. This Express Mail Confirmation Letter;
4. Proposed Amendment in Response to "Notice of Omitted Items" In A Non-Provisional Application;

Respectfully submitted,

For: RAYMOND DALE MADDEN

Marcus L. Bates

By : MARCUS L. BATES

Agent of Record, REG. NO. 22,579

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[note:(marcus--initial letter little L, not number 1)]



09-2404
1FW
UNITED STATES PATENT AND TRADEMARK OFFICE

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United States Patent and Trademark Office
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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/757,254	01/13/2004	Raymond Dale Madden	#911

MARCUS L. BATES
9002 SOUTH COUNTY ROAD 1312
ODESSA, TX 79766



CONFIRMATION NO. 4077

FORMALITIES LETTER



OC000000013357440

Date Mailed: 07/27/2004

Due 9-27-04

NOTICE OF OMITTED ITEM(S) IN A NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

A filing date has been accorded to the above-identified nonprovisional application papers; however, the following item(s) appear to have been omitted from the application:

- Figure(s) 5 described in the specification.

I. Should applicant contend that the above-noted omitted item(s) was in fact deposited in the U.S. Patent and Trademark Office (USPTO) with the nonprovisional application papers, a copy of this Notice and a petition (and \$130.00 petition fee (37 CFR 1.17(h))) with evidence of such deposit **must** be filed within **TWO MONTHS** of the date of this Notice. The petition fee will be refunded if it is determined that the item(s) was received by the USPTO.

II. Should applicant desire to supply the omitted item(s) and accept the date that such omitted item(s) was filed in the USPTO as the filing date of the above-identified application, a copy of this Notice, the omitted item(s) (with a supplemental oath or declaration in compliance with 37 CFR 1.63 and 1.64 referring to such items), and a petition under 37 CFR 1.182 (with the \$130.00 petition fee (37 CFR 1.17(h)) requesting the later filing date **must** be filed within **TWO MONTHS** of the date of this Notice.

Applicant is advised that generally the filing fee required for an application is the filing fee in effect on the filing date accorded the application and that payment of the requisite basic filing fee on a date later than the filing date of the application requires payment of a surcharge (37 CFR 1.16(e)). To avoid processing delays and payment of a surcharge, applicant should submit any balance due for the requisite filing fee based on the later filing date being requested when submitting the omitted items(s) and the petition (and petition fee) requesting the later filing date.

III. The failure to file a petition (and petition fee) under the above options (I) or (II) within **TWO MONTHS** of the date of this Notice (37 CFR 1.181(f)) will be treated as a constructive acceptance by the applicant of the application as deposited in the USPTO. **THIS TWO MONTH PERIOD IS NOT EXTENDABLE UNDER 37 CFR 1.136(a) or (b).** In the absence of a timely filed petition in reply to this Notice, the application will maintain a filing date as of the date of deposit of the application papers in the USPTO, and original application papers (i.e., the original disclosure of the invention) will include only those application papers present in the USPTO on the date of deposit.

In the event that applicant elects not to take action pursuant to options (I) or (II) above (thereby constructively electing option (III)), amendment of the specification to renumber the pages consecutively and cancel incomplete sentences caused by any omitted page(s), and/or amendment of the specification to cancel all references to any omitted drawing(s), relabel the drawing figures to be numbered consecutively (if necessary), and correct the references in the specification to the drawing figures to correspond with any relabeled drawing figures, is required.

A copy of the drawing figures showing the proposed changes in red ink should accompany with any drawing changes. Such amendment and/or correction to the drawing figures, if necessary, should be by way of preliminary amendment submitted prior to the first Office action to avoid delays in the prosecution of the application.

Replies should be mailed to: Mail Stop Missing Parts
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P.O. Box 1450
Alexandria VA 22313-1450

A copy of this notice MUST be returned with the reply.



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Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE